



2-27-06

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ED870402405US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*Applicant(s)* : *Leatrice Woody*

*Serial No.* : *10/625,744*

*Filing Date* : *July 23, 2003*

*Art Unit* :

*John S. Kendall* *Reg. No. 34,809*  
*Registered Representative*

*Examiner* :  
*Title* : *NAIL SALON*

**PETITION TO REVIVE PATENT APPLICATION PURSUANT TO 37 CFR 1.137(b)**

Commissioner for Patents  
P.O. BOX 1450  
Alexandria, VA 22313-1450  
Sir:

Applicant, Leatrice Woody, hereby respectfully petitions the Commissioner of Patents to revive Patent Application No. 10/625,744 for "Nail Salon" that was unintentionally abandoned. Applicant has attached a Statement In Support of Petition To Revive Application for your review and consideration.

Therefore, Applicant respectfully requests that her patent application be revived and promptly prosecuted. Applicant also respectfully requests that her application be made special and thus prosecuted expeditiously.

Date: 2-24-06

Respectfully submitted,

By: *John S. Kendall*  
Attorney for Applicant  
John S. Kendall  
DAVIS & KENDALL, PC.  
27 N. Wacker Drive, Suite 528  
Chicago, Illinois 60606  
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John06@patentcopyright.net

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

First named inventor: Latrice Woodie

Application No.: 10/625,744

Art Unit:

Filed: July 23, 2003

Examiner:

Title: Nail Salon

Attention: Office of Petitions

**Mail Stop Petition**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**

☒ Small entity-fee \$ 750 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☐ Other than small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(m))

**2. Reply and/or fee**

A. The reply and/or fee to the above-noted Office action in the form of CORRECTED DRAWING FIGURES 1 AND 2 (identify type of reply):

- ☐ has been filed previously on \_\_\_\_\_.
- ☒ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ \_\_\_\_\_.

- ☐ has been paid previously on \_\_\_\_\_.
- ☐ is enclosed herewith.

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This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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*Title* : *NAIL SALON*

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**STATEMENT IN SUPORT OF PETITION TO REVIVE APPLICATION**

Commissioner for Patents

P.O. BOX 1450

Alexandria, VA 22313-1450

Sir:

In support of the Petition to Revive the patent application unintentionally abandoned, I submit the following facts:

1. A notice was not received by our office requiring a response to file corrected papers.
2. In December 2003 our offices were moved to 205 West Randolph Chicago, IL.
3. A Filing Receipt was forwarded and received by our office on or about January 2004.
4. In June 2004 our offices moved to 225 West Washington Chicago, IL. and established a P.O. Box address specifically establish a more permanent address and to receive correspondence from the U.S. Patent & Trademark Office, as well as city, state and federal courts.

5. On July 22, 2004 attorney's for Applicant submitted Applicant's election for foreign filing.
6. On February 10, 2006, after checking the status of the application, we discovered that it was unintentionally abandoned.
7. The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional. It was never the intent of the applicant, nor her agent to allow the application to go abandoned.

Therefore, Applicant respectfully requests that her patent application be revived and promptly prosecuted. Applicant also respectfully requests that her application be made special and thus prosecuted expeditiously.

If there are any further questions concerning this matter please contact Applicant's attorney at 312-857-1997.

Respectfully submitted,

Date: 2-24-06

By:   
Attorney for Applicant  
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